

CERTIFICATE OF MAILING

Rec'd U.S.P.T.O 29 MAR 2006

I hereby certify that this correspondence is being deposited on this, the _____ day of March, 2006 with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop Missing Parts, P.O. Box 1450, Alexandria, VA 22313-1450.

Verne Griffin Duncan

Typed/Printed Name Of Person Signing This Certificate

day of March, 2006 with the United States Postal Service

Verne Griffin Duncan

Signature

10/540894



Customer Number

24024

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Nils Peter Adler)	Examiner: Not Yet Assigned
Serial No.: 10/540,894)	Art Unit:
Filed: December 24, 2003)	Confirmation No.: 1828
For: APPARATUS AND METHOD FOR)	
WELDING A POUR SPOUT FITMENT)	
TO A CONTAINER)	
Attorney Docket No.: 31408/04060)	

Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts dated October 28, 2005, applicant respectfully submits a fully executed Declaration and a check to cover the \$1,020.00 fee for a 3-month extension of time and \$130.00 to cover the surcharge for Missing Parts, totaling \$1,150.00. Also enclosed is a copy of the Notice to File Missing Parts as received from the Patent Office.

04/04/2006 MKAYPAGH 00000136 10540894

01 FC:1253 1020.00 0P

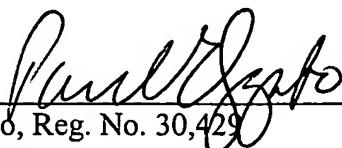
04/04/2006 MKAYPAGH 00000136 10540894

02 FC:1617 130.00 0P

If additional fees are required please charge them to our Deposit Account No. 03-0172, Order Number 31408/04060. Please credit any overpayment to same Deposit Account.

Respectfully submitted,

Date: 3-27-06



Paul E. Szabo, Reg. No. 30,429

216/622-8578

Customer No. 24024

10/540894

Approved for use through 07/31/2003 GSA GEN-102
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

OPIE
TRANSMITTAL
FORM

MAR 29 2006

(This form is to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

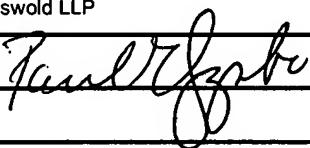
Application Number	10/540,894
Filing Date	December 24, 2003
First Named Inventor	Nils Peter Adler
Art Unit	
Examiner Name	Not yet assigned
Attorney Docket Number	31408/04060

8

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Check in the amount of \$1,150.00
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input checked="" type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Remarks

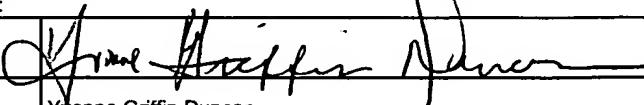
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Calfee, Halter & Griswold LLP		
Signature			
Printed name	Paul E. Szabo		
Date	3-27-06	Reg. No.	30,429

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature



Typed or printed name

Yvonne Griffin Duncan

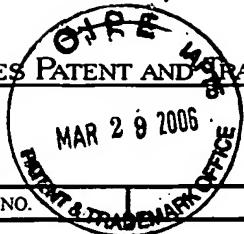
Date March 27, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE



PG280

PC

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

4804060

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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10/540,894

Nils Peter Adler

0279.3030.001

INTERNATIONAL APPLICATION NO.

PCT/IB03/06201

LA. FILING DATE

12/24/2003

PRIORITY DATE

12/28/2002

✓ Mr Eric T Jones
 Reising Ethington Barnes Kisselle
 P O Box 4390
 Troy, MI 48099-4390

Reply Due 12/28/05

28 JAN 05 w/ 1 mo. EOT
 28 FEB 06 w/ 2 mo. EOT
 28 MAR 06 w/ 3 mo. EOT

Date Mailed: 10/28/2005

CONFIRMATION NO. 1828
 371 FORMALITIES LETTER



OC000000017333774

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/27/2005
- Copy of the International Search Report filed on 06/27/2005
- Preliminary Amendments filed on 06/27/2005
- U.S. Basic National Fees filed on 06/27/2005
- Priority Documents filed on 06/27/2005

Oct = 0	SL+
Dec = 2	0
J = 3	1
F = 4	2
M = 5	3

The applicant needs to satisfy supplemental fees problems indicated below.

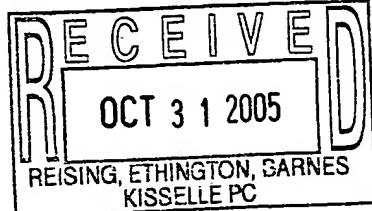
The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.



ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,

BEST AVAILABLE COPY

WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

- The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).
- Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/540,894	PCT/IB03/06201	0279.3030.001

FORM PCT/DO/EO/905 (371 Formalities Notice)